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9 *Attorneys for Defendants*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12
13 EBONI D. LUCAS, individually and on
behalf of all others similarly situated,

14 Plaintiffs,

15 v.

Case No. 2:20-cv-01750

16 MGM RESORTS INTERNATIONAL,
17 THE INTERNAL COMPENSATION
COMMITTEE OF MGM RESORTS
INTERNATIONAL, THE
18 ADMINISTRATIVE COMMITTEE OF
MGM RESORTS INTERNATIONAL, and
19 JOHN DOES 1-30

20 Defendants.

**UNOPPOSED MOTION TO EXTEND
DISPOSITIVE MOTION DEADLINE**

(FIRST REQUEST)

21 Pursuant to LR IA 6-1, LR 26-3, and the current Scheduling Order entered in this matter
22 (ECF No. 71), Defendants MGM Resorts International, the Internal Compensation Committee of
23 MGM Resorts International, and the Administrative Committee of MGM Resorts International
24 (collectively, “Defendants”), by and through their counsel of record, submit the following
25 Unopposed Motion to Extend the Dispositive Motion Deadline by 60 days, from January 10, 2023
26 to March 11, 2023. Defendants have conferred with Plaintiffs regarding this request, and Plaintiffs
27 do not oppose the motion.
28

1 This is Defendants' first request to extend the dispositive motion deadline.¹ Defendants
2 submit this motion based on the following:

3 1. Defendants filed a motion to exclude portions of Plaintiffs' expert report of Eric
4 Dyson on November 14, 2022, which the Court denied without prejudice, instructing Defendants
5 to file any renewed motion by November 21, 2022. ECF Nos. 117, 119.

6 2. On November 21, 2022, Defendants filed a renewed motion to exclude (the "Motion
7 to Exclude") which is currently pending. ECF No. 120.

8 3. In the Motion to Exclude, Defendants requested that the Court reopen discovery for
9 the limited purposes of (1) allowing Defendants to serve a supplemental expert report if Dyson's
10 challenged opinions are not stricken; and (2) for Defendants to complete Dyson's deposition.
11 Defendants also requested a corresponding extension to the dispositive motion deadline.

12 4. The parties have completed all other discovery.

13 5. The Court's decision on the Motion to Exclude will impact the scope and timing of
14 Defendants' summary judgment motion and set forth what additional discovery the Court may
15 allow prior to the filing of dispositive motions.

16 6. In the instant motion, Defendants seek an extension of the dispositive motion
17 deadline to provide Defendants sufficient time to prepare a motion for summary judgment after the
18 Court decides the Motion to Exclude.

19 7. Accordingly, Defendants request a 60-day extension to the dispositive motion
20 deadline, until March 11, 2023. Plaintiffs do not oppose this request.

21 8. Defendants recognize that this request could be impacted by the Court's ruling on
22 the Motion to Extend.

23 9. Good cause exists for the Court to grant this motion.
24
25
26

27 ¹ The discovery deadlines were previously extended because the parties stipulated to stay this case
28 pending the United States Supreme Court's resolution of *Hughes v. Northwestern University*, 142
S. Ct. 737 (2022). ECF No. 55. The Court granted the stay. ECF No. 56. The Court issued an
amended scheduling order on March 8, 2022. ECF No. 71.

Defendants seek this extension in good faith and not for the purpose of delay.

DATED this ____ day of December, 2022.

JACKSON LEWIS P.C.

/s/ René E. Thorne

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Attorneys for Defendants

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: December 20, 2022

4895-8672-0836, v. 1